

**GOVERNMENT OF ANDHRA PRADESH
ABSTRACT**

Tribal Welfare Engineering Department - Sri M.Naveen Kumar (worker) - Redeployed employee of erstwhile Hyderabad Allwyn Ltd. in O/o ENC (TW),Hyd. - expired on 25.3.2006- Compassionate appointment to his wife Smt.M.Manjula - Orders - Issued.

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SOCIAL WELFARE (TW.Ser.II.1) DEPARTMENT

G.O.Ms.No. 83

Dated 23-10-2013
Read the following:

1. G.O.Rt.No.553, Social Welfare (TW.Ser.II.1) Department dated 7.8.2008.
2. G.O.Ms.No.77, Industries & Commerce (IFR.II) Department dated 26.02.2009.
3. From Smt.M.Manjula w/o late M.Naveen Kumar her representation dated 16.03.2009 and 10.08.2009
4. From the ENC (TW), Hyd. Lr.No.A3/1711/2004, dated 23.10.2009
5. Govt.Memo.No.688/TW.Ser.II.1/2010-1, dated 24.09.2010.
6. From the ENC (TW), Hyd. Lr.No.A3/1711/2009, dated 22.12.2010
7. Govt.Memo.No.688/TW.Ser.II.1/2010-4, dated 29.06.2011.
8. Orders dated 31.10.2012 in O.A.No.7347/2011 filed by Smt.M.Manjula w/o of Late M.Naveen Kumar

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ORDER:

1. In the reference 1st read above, administrative sanction was accorded for Rs.50,000/- towards exgratia to the legal heirs of the deceased Sri M.Naveen Kumar, (Worker), O/o Engineer-in-Chief (TW), Hyderabad Redeployed employee of erstwhile Hyderabad Allwyn limited who expired while in service on 25.03.2006.
2. In the reference 2nd read above, orders were issued that the redeployed employees erstwhile Hyderabad Allwyn Limited appointed in various Government Departments against the supernumerary posts on and from 3.5.1993 be treated as A.P.State Government employees on par with employees working in such equivalent categories in those departments.
3. In the reference 4th read above, while forwarding the representation of Smt.M.Manjula w/o late M.Naveen Kumar, the Engineer-in-Chief (TW), Hyderabad has requested the Government to issue necessary clarification on the request of Smt.M.Manjula W/o Late M.Naveen Kumar for compassionate appointment in terms of G.O.Ms.No.77, dated 26.02.2009 of Industries and Commerce (IFR) Department when the exgratia amount was already paid to her.
4. In the reference 5th read above, it was requested the Engineer-in-Chief (TW), Hyderabad to regularize the services Sri M.Naveen Kumar, (Worker) re-deployed employee of HAL as per the orders issued in G.O.Ms.No.77 Industries & Commerce (IFR-II) Dept. dated 26.2.2009 and then refer the case to Government as per the suitability, eligibility and as per rules to take further action on the request of the dependent of the deceased re-deployed employee of the Hyderabad Allwyn Limited for compassionate appointment.
5. In the reference 6th read above, the Engineer-in-Chief (TW), Hyderabad has informed that the services of Sri M.Naveen Kumar (Late) (Worker) were regularized in the category of Office Subordinate against the supernumerary post w.e.f. 2.5.1995 due to non-availability of Office Subordinate post. Further informed that Smt.M.Manjula W/o Late M.Naveen Kumar has passed 7th Class and her date of birth is

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12-04-1973 at present there is no vacancy in the category of Office Subordinate post hence requested the Government to issue necessary orders to Smt.V.Manjula W/o Late M.Naveen Kumar as Office Subordinate against supernumerary post in the office of ENC (TW), Hyd. for compassionate appointment.

6. In the reference 7th read above, it was informed to the Engineer-in-Chief (TW), Hyderabad that that Smt.M.Manjula W/o Sri late M.Naveen Kumar has been paid an exgratia as such the case stands closed and her appointment under under Compassionate grounds is not feasible for acceptance.

7. Aggrieved by the above, Smt.M.Majula w/o Late M.Naveen Kumar has filed O.A.No.7347/2011 before the Hon'ble APAT praying that to declare the impugned orders issued in the reference 7th cited rejecting her claim for compassionate appointment as illegal, arbitrary and violative of Article 14 and 16 of the Constitution of India

8. In the reference 8th read above, the Hon'ble APAT has made the following order:

“the OA is allowed by setting aside the impugned proceedings Memo.No.688/TW.Ser.II.1/2010-4, dated 29.06.2011 and Memo No.A1/A3/1711 MNK/2004, dated 19.07.2011. The respondents are directed to consider the case of the applicant for compassionate appointment to a suitable post by treating that the applicant is entitled to be considered for the benefit of compassionate appointment and pass necessary orders without taking into consideration the exgratia amount paid to her within a period of four weeks from the date of receipt of a copy of this order”.

9. Government after careful examination, hereby accord sanction for appointment of Smt.M.Manjula W/o M.Naveen Kumar, (worker) Re-deployed employee of erstwhile Hyderabad Allwyn Limited (HAL) in the office of the Engineer-in-Chief (TW), Hyderabad who expired while in service, on compassionate grounds in a suitable post in the office of the Engineer-in-Chief (TW), Hyderabad on humanitarian grounds as a special case with a condition that the exgratia amount of Rs.50,000/- which was already paid to her shall be recovered in easy installments.

10. The Engineer-in-Chief, Tribal Welfare, Hyderabad is directed to take necessary further action accordingly.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

**J. RAYMOND PETER
PRINCIPAL SECRETARY TO GOVERNMENT (TW) (FAC)**

To

The individual through Engineer-in-Chief (TW), Hyderabad

The Engineer-in-Chief (TW), Hyderabad.

Copy to the G.A. (GPM & AR) Dept.. with reference to their

D.O.Lr.No.4184/GPM&AR/SC/2013, dated 10.06.2013

//FORWARDED::BY ORDER//

SECTION OFFICER